



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

HD:hd
Docket No: 06733-00
17 January 2001

LCDR [REDACTED] III USNR RET
[REDACTED]
[REDACTED]

Dear Commander [REDACTED]:

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 11 January 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Navy Personnel Command dated 30 November 2000, a copy of which is attached. The Board also considered your letter dated 12 December 2000 with enclosures.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. The Board noted that in your letters to the Fiscal Year (FY) 00 and 01 Naval Reserve TAR (Training and Administration of Reserves) Line Commander Selection Boards, you could have mentioned that you had not been given a chance for an active duty intelligence tour. Further, they observed that the fact remains you have not completed such a tour, so to the extent completion of such a tour was a requirement for promotion, a special selection board should not find you qualified. In view of the above, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official

records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000

6733-00
5420
PERS-86
30 NOV 2000

MEMORANDUM FOR EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Via: Assistant for BCNR Matters (PERS-00ZCB)

Subj: REQUEST FOR COMMENTS AND RECOMMENDATION IN CASE OF
LIEUTENANT COMMANDER [REDACTED] USNR,
[REDACTED]

Encl: (1) BCNR File 06733-00 w/Service Record

1. We are returning enclosure (1) with the recommendation that
Lieutenant Commander [REDACTED] petition be denied.

2. Lieutenant Commander [REDACTED] request for a Special
Commander Line board for FY-00 has no basis. He states there
was an Active Duty Intelligence tour requirement in the FY-00
Naval Reserve Commander TAR Line Boards' Precept. After review
of the said Precept we found no mention of any "Active Duty
Intelligence Tour" requirement placed on the 1637 TAR
Intelligent Community. Based upon Lieutenant Commander
[REDACTED] allegation we found no basis to justify a Special
Board.

3. Lieutenant Commander [REDACTED] can be justifiably proud
of his record and years of contributions; the negative response
to his petition does not detract from his honorable service to
this nation and the United States Navy.

[REDACTED]
Director, Reserve Officer
Promotions, Appointments, and
Enlisted Advancement Division